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 City of Stockton  
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9 UNITED STATES BANKRUPTCY COURT  
 10 EASTERN DISTRICT OF CALIFORNIA  
 11 SACRAMENTO DIVISION  
 12

13 In re:  
 14 CITY OF STOCKTON, CALIFORNIA,  
 15 Debtor.

Case No. 2012-32118  
 D.C. No. SEJ-1  
 Chapter 9

**DECLARATION OF GUY D.  
 PETZOLD IN SUPPORT OF CITY'S  
 RESPONSE TO MOTION FOR ORDER  
 (1) CONFIRMING INAPPLICABILITY  
 OF AUTOMATIC STAY AND  
 (2) GRANTING RELIEF FROM THE  
 AUTOMATIC STAY TO THE EXTENT  
 THE AUTOMATIC STAY IS  
 APPLICABLE**

Date: July 1, 2014  
 Time: 9:30 a.m.  
 Dept: C, Courtroom 35  
 Judge: Hon. Christopher M. Klein

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1 I, Guy D. Petzold, declare:

2 1. I am a Deputy City Attorney for the City of Stockton (the “City”). I make this  
3 declaration in support of the City’s Response To Motion For Order (1) Confirming Inapplicability  
4 Of Automatic Stay And (2) Granting Relief From The Automatic Stay To The Extent The  
5 Automatic Stay Is Applicable (“Response”). Except as to those matters set forth on information  
6 and belief, I have personal knowledge of the facts set forth herein and if called as a witness herein  
7 I could testify competently to such facts.

8 2. I obtained my Bachelor of Arts degree in Economics from the University of  
9 California, Berkeley in 1976 and my Juris Doctorate from the University of California, Hastings  
10 College of the Law in 1979.

11 3. The City Attorney’s Office only has six full-time attorneys and one part-time  
12 attorney. It also has three clerical staff. This is considerably down from our staffing level of just  
13 a few years ago when we had nine full-time attorneys and nine clerical staff.

14 4. Most of my time is devoted to advising various departments within the City  
15 regarding legal matters. One of those departments is the Public Works Department, which is  
16 handling the construction project known as the French Camp Road/I-5 Interchange  
17 Reconstruction Project.

18 5. As part of the French Camp project, certain right-of-way was needed to be  
19 acquired. The State Department of Transportation (Caltrans) was tasked with the right-of-way  
20 work and filed an eminent domain case against Mr. Singh et. al. (San Joaquin Superior Court case  
21 no. 39-2011-00256897-CU-EI-STK).

22 6. It became apparent to the City that the ultimate configuration of this interchange  
23 and the roadways leading to it would have a direct impact on the City and its residents. The  
24 traffic patterns in this area are going to change and the City wants to make sure the traffic will  
25 flow smoothly. To ensure that the City’s interests were adequately protected in the pending  
26 litigation, the City hired outside counsel (Thomas H. Keeling of the Freeman Firm) to file an  
27 Answer on behalf of the City.

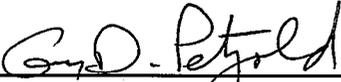
28 7. If the Automatic Stay is lifted, and the eminent domain case is allowed to go to

1 trial, the City Attorney's office, as well as the Public Works staff, will need to spend considerable  
2 time preparing for trial. My time spent on the eminent domain case will take away time from my  
3 other assignments. Other deputy city attorneys who are involved in the bankruptcy may have to  
4 fill in for me. It will also impact the City Attorney's time in having to update the City Council  
5 on this case. Under current staffing levels, this will cause a hardship on the entire office.

6 Executed this 17th day of June 2014, at Stockton, California.

7 I declare under penalty of perjury under the laws of the State of California and the United  
8 States of America that the foregoing is true and correct.

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Guy D. Petzold